IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE SIXTEENTH DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

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PRESENT

THE HON'BLE MR JUSTICE A.GOPAL REDDY

WRIT PETITION NO : 16568 of 2004

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Between:

T. Lakshmikanth, S/o. Sreenivasa Murthy,
R/o.H.No. 1-9-277/18, Adiqmet, Hyderabad.

..... PETITIONER

AND

-

1 The Registrar, Osmania University, Hyderabad.
2 The Controller of Examinations, Osmania University,

Hyderabad.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ more particularly the Writ of Mandamus, declaring the action of the respondents in rejecting the examination fee and application of the petitioner for M.B.A., Course (1-Semester i.e., Statistic for Management) backlog exam as illegal, arbitrary and unreasonable and consequently direct the respondents to permit the petitioner for appearing backlog subject vide Registration No.94061, by giving the last chance with accepting the examination fee.

Counsel for the Petitioner: MR.P.VISHNUVARDHAN REDDY

Counsel for Respondent No.: MR.DEEPAK BHATTACHARJEE

The Court at the admission stage made the following :

ORDER:

Heard learned counsel for the petitioner and learned Standing Counsel for

the respondents. Both have no objection for disposal of the writ petition at the admission stage.

Admittedly the petitioner has got admission into two years M.B.A. Post Graduation course for the academic year 1994-96. He could not complete the same within four years and there is one backlog to be completed. To give a one time chance to clear the backlog papers to such of those candidates, who failed to complete the course within two years in the prescribed time limit of double the duration of the said course, viz., four years, as per the resolution of the standing committee of the Academic Senete in its meeting held on 11th and 16th January, 2002, and to give onetime chance permitted all such students to appear for the examination before the annual examination of 2003. Petitioner failed to avail the opportunity and moved this court by way of filing the present writ petition contending that when such of those students who have not completed the course within the time limit of 2002-2003 and so on, are permitted to clear the backlog papers in 2004-2005, through their letter dated 17-2-2004, he may also be permitted to appear for the examination as a last chance, since he could not avail the benefit conferred due to the ill-health of his mother.

Unless the Rule permits the petitioner for appearing the examination, no direction can be issued in favour of the petitioner. The petitioner can approach the university for appropriate relaxation in his case and it is for the university to consider the same. In this writ petition no relief can be granted to the petitioner.

Accordingly, the Writ Petition is dismissed at the admission stage.

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A. Gopal Reddy, J.

16th September, 2004.

Js.

ASSISTANT REGISTRAR

To

1 The Registrar, Osmania University, Hyderabad.
2 The Controller of Examinations, Osmania University,

Hyderabad.

3 2 CD copies.